

1 Steve W. Berman (*pro hac vice*)
2 Robert F. Lopez (*pro hac vice*)
3 HAGENS BERMAN SOBOL SHAPIRO LLP
4 1301 Second Avenue, Suite 2000
5 Seattle, WA 98101
6 Telephone: (206) 623-7292
7 Facsimile: (206) 623-0594
8 steve@hbsslaw.com
9 robl@hbsslaw.com

10 Ben M. Harrington (SBN 313877)
11 HAGENS BERMAN SOBOL SHAPIRO LLP
12 715 Hearst Avenue, Suite 202
13 Berkeley, CA 94710
14 Telephone: (510) 725-3000
15 Facsimile: (510) 725-3001
16 benh@hbsslaw.com

17 Abigail D. Pershing (SBN 346467)
18 HAGENS BERMAN SOBOL SHAPIRO LLP
19 301 North Lake Avenue, Suite 920
20 Pasadena, CA 91101
21 Telephone: (213) 330-7150
22 Facsimile: (213) 330-7152
23 abigailp@hbsslaw.com

24 *Attorneys for Plaintiffs Société du Figaro, SAS,*
25 *L'Équipe 24/24 SAS, le GESTE, and the*
26 *Proposed Classes*

27 UNITED STATES DISTRICT COURT
28 NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

29 SOCIÉTÉ DU FIGARO, SAS, a French simplified
30 joint-stock company; L'ÉQUIPE 24/24 SAS, a
31 French simplified joint-stock company, on behalf of
32 themselves and all others similarly situated; and LE
33 GESTE, a French association, on behalf of itself, its
34 members, and all others similarly situated,

35 Plaintiffs,

36 v.

37 APPLE INC., a California corporation,

38 Defendant.

No. 4:22-cv-04437 (YGR)

DECLARATION OF STEVE W. BERMAN
IN SUPPORT OF STIPULATION AND
[PROPOSED] ORDER REGARDING
HEARING DATE FOR APPLE INC.'S
MOTION TO DISMISS PLAINTIFFS'
AMENDED COMPLAINT

Hon. Yvonne Gonzalez Rogers

1 I, Steve W. Berman, hereby declare as follows:

2 1. I am the managing partner of the law firm Hagens Berman Sobol Shapiro LLP and
3 lead trial counsel for Plaintiffs herein. I am a member of the Washington Bar, and I have been
4 admitted to this Court *pro hac vice* for purposes of this matter. I make this declaration based upon
5 personal knowledge, and I am otherwise competent to testify.

6 2. On March 6, 2023, the Court continued the hearing on Defendant Apple Inc.'s motion
7 to dismiss plaintiffs' amended complaint (Motion to Dismiss) from March 14, 2023, to June 23,
8 2023. (ECF No. 70.) Unfortunately, I have a travel conflict with the newly scheduled date (as I did
9 on March 6, 2023).

10 3. Due to my scheduling conflict, we consulted Apple counsel to determine if Apple
11 would agree to reschedule the date, pending Court approval. The Parties have now agreed to
12 continue the hearing on Apple's Motion to Dismiss to July 11, 2023, at 2:00 p.m., if the Court will
13 permit this change.

14 4. Prior to the submission of this stipulation, the following time modifications occurred
15 in this action:

- 16 a. On August 23, 2022, the Parties stipulated to an extension of time for Apple to
17 respond to the complaint when this action was assigned to Judge Haywood S.
18 Gilliam, Jr. (ECF No. 19);
- 19 b. On September 9, 2022, after the action had been reassigned to Judge Gonzalez
20 Rogers, the Parties refiled the stipulation for an extension of time for Apple to
21 respond to the complaint (ECF No. 31); and
- 22 c. On November 7, 2022, the Court approved the stipulation extending the time
23 for Apple to respond to the complaint (ECF No. 44).

24 5. The Motion to Dismiss is briefed, and the requested continuance will not affect any
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1 other current deadlines.

2 I declare under penalty of perjury under the laws of the United States that the foregoing is
3 true and correct.

4 Executed this 3rd day of April, 2023, at Seattle, WA.

5
6 /s/ Steve W. Berman
STEVE W. BERMAN